

**UNITED STATES DISTRICT COURT FILED
FOR THE DISTRICT OF MASSACHUSETTS CLERKS OFFICE**

2005 OCT 24 P 3:10

THOMAS D. GILLIS,)
vs.)
SPX CORPORATION INDIVIDUAL ACCOUNT)
RETIREMENT PLAN and SPX RETIREMENT)
ADMINISTRATIVE COMMITTEE,)
Defendants)

Plaintiff)
) U.S. DISTRICT COURT
) DISTRICT OF MASS.
) Civil Action No.: 03-12389-GAO

JOINT MOTION TO EXTEND SCHEDULE ORDER

Now come the parties, by their respective Counsel and jointly move this Honorable Court to amend and extend the scheduling order in this matter as follows:

December 9, 2005 – All non-expert discovery completed. Interrogatories, document requests, requests for admissions and depositions not to exceed the permitted limit.

January 25, 2006 – All motions under Fed. R. Civ. P. 56 filed, with oppositions to be filed 21 days thereafter.

All other dates are to remain the same.

In support of this motion, the parties state that they have been proceeding with non-expert discovery, including exchanging documents and answers to interrogatories, and setting dates for depositions. Some of that material was only recently exchanged. Therefore, additional time is required in order for the parties to complete discovery and to submit dispositive motions to the Court.

Respectfully submitted,

**Thomas D. Gillis,
Plaintiff**

By his attorneys,

LPM
**Evelyn Haralampu - BBO #221130
Lawrence P. Murray - BBO #561835
Burns & Levinson LLP
125 Summer Street
Boston, MA 02110
(617) 345-3000**

**SPX Corporation Individual
Account Retirement Plan and SPX
Retirement Administrative Committee,
Defendants**

By their attorneys,

AWV/JPM
**Andrew A. Jacobson
Andrew W. Vail
Jenner & Block LLP
One IBM Plaza
Chicago, Illinois 60611
(312) 222-9350**

**Richard Cavanaugh
Gallagher & Cavanaugh, LLP
Boott Cotton Mills
100 Foot of John Street
Lowell, MA 01852
(978) 452-0522**

Date: October 24, 2005

**I hereby certify that a true copy of the above document
was served upon (each party appearing pro se and) the
Attorney of record of each other party by mail/hand on.**

Oct 24 2005

LPM
**Lawrence P. Murray, Esq.
Burns & Levinson, LLP
125 Summer Street
Boston, MA 02110-1626
(617) 345-3000**